

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

EDWARD THOMAS WALSH,

Plaintiff,

USDC Case No.:

USDC Judge:

v

WCCC Case No.: 15-014189-NO

WCCC Judge: Daphne Means Curtis

EDWARD JAGST, individually and
in his official capacity, JESSICA NUOTILA,
individually and in her official capacity,
CRAIG WILSHER, individually and in his
official capacity, and DARREN KOSSICK,
individually and in his official capacity

Defendants.

FARHAT & ASSOCIATES, PLLC

By: Kyle James Bristow (P77200)

Helal A. Farhat (P64872)

Attorneys for Plaintiff

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CUMMINGS, McCLOREY, DAVIS & ACHO P.L.C.

By: James R. Acho (P62175)

Attorneys for Defendant

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NOTICE OF REMOVAL OF ACTION

NOW COMES the Defendants, EDWARD JAGST, JESSICA NUOTILA,
CRAIG WILSHER, and DARREN KOSSICK, by and through their attorneys,

CUMMINGS, McCLOREY, DAVIS & ACHO, P.L.C., and in support of their Notice of Removal Action, hereby states as follows:

1. That the Defendants were served with a copy of the attached Summons and Complaint by mail on or about November 5, 2015. (Exhibit A).

2. That said Complaint, filed in the Wayne County Circuit Court, alleges that the Plaintiff was deprived of his constitutional rights in violation of 42 U.S.C. §1983.

3. That all Defendants in this matter have been served with process, are being represented by the undersigned, and concur in the filing of this petition.

4. That all of Plaintiff's claims arise under the Constitution and laws of the United States, specifically 42 U.S.C. §1983, and as such are within the original jurisdiction of this United States District Court.

5. That pursuant to 28 U.S.C. §1331 and §1441, removal of this action from State Circuit Court to the United States District Court is proper.

WHEREFORE, Defendants request this Court to grant this Petition for Removal of Action.

Respectfully Submitted,

/s/ James R. Acho

Cummings, McClorey, Davis & Acho, P.L.C.
33900 Schoolcraft Rd.

Livonia, MI 48150

(734) 261-2400

Attorneys for Defendants

Email: jacho@cnda-law.com

(P62175)

Dated: November 20, 2015

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EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

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BRIEF IN SUPPORT OF NOTICE OF REMOVAL OF ACTION

NOW COME the Defendants, EDWARD JAGST, JESSICA NUOTTILA,
CRAIG WILSHER, and DARREN KOSSICK, by and through their attorneys,

CUMMINGS, McCLOREY, DAVIS & ACHO, P.L.C., and in support of their Petition for Removal of Action, here by rely upon 28 U.S.C. §1331, §1441, and §1446.

Respectfully Submitted,

/s/ James R. Acho

Cummings, McClorey, Davis & Acho, P.L.C.
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(734) 261-2400
Attorneys for Defendants
Email: jacho@cnda-law.com
(P62175)

Dated: November 20, 2015

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CERTIFICATE OF SERVICE

I hereby certify that on November 20, 2015, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to the attorneys of record via the Court's e-filing system.

/s/ James R. Acho

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